

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 MARLENA DAVIS,

4 Plaintiff

5 v.

6 CITY OF LAS VEGAS, NV and IGT,

7 Defendants  
8

Case No.: 2:18-cv-01613-APG-CWH


**Order Accepting Report and  
Recommendation and Dismissing Case  
Without Prejudice**

[ECF No. 5]

9 On November 26, 2018, Magistrate Judge Hoffman recommended that I dismiss this case  
10 without prejudice because plaintiff Marlena Davis has not updated her address or otherwise  
11 taken action in the case. ECF No. 5. Davis did not file an objection. Thus, I am not obligated to  
12 conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring  
13 district courts to “make a de novo determination of those portions of the report or specified  
14 proposed findings to which objection is made”); *United States v. Reyna-Tapia*, 328 F.3d 1114,  
15 1121 (9th Cir. 2003) (en banc) (“the district judge must review the magistrate judge’s findings  
16 and recommendations de novo *if objection is made*, but not otherwise” (emphasis in original)).

17 IT IS THEREFORE ORDERED that Magistrate Judge Hoffman’s report and  
18 recommendation (**ECF No. 5**) is **accepted** and this case is dismissed without prejudice. The  
19 clerk of court is instructed to close this case.

20 DATED this 14th day of December, 2018.

21   
22 ANDREW P. GORDON  
23 UNITED STATES DISTRICT JUDGE